

CGT

184427

Posted: ledDept: S.A.Date: 2/9/07Time: 9:55

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF SOUTH  
CAROLINA**

DOCKET NO. 2007-1-E

IN THE MATTER OF:

Carolina Power & Light Company d/b/a )  
Progress Energy Carolinas, Inc. )  
Annual Review of Base Rates for )  
Fuel Costs )

**PETITION TO INTERVENE  
BY NUCOR STEEL -  
SOUTH CAROLINA**

SC Public Service  
Commission  
2007 FEB -9 PM 4:43

RECEIVED

Nucor Steel-South Carolina ("Nucor"), a Division of Nucor Corporation, pursuant to Rule 103-836 of the rules and regulations of the South Carolina Public Service Commission ("Commission"), hereby respectfully petitions to intervene in the above-captioned docket. Nucor states the following grounds in support of this petition:

1. Nucor owns and operates a steel production facility near Darlington, South Carolina. As a retail customer of Progress Energy Carolinas, Inc. ("Progress Energy") (formerly known as Carolina Power & Light Company ("CP&L")), Nucor purchases hundreds of millions of kWh of electricity annually at a cost of millions of dollars a year. Since the cost of electricity comprises one of the major costs of Nucor's manufacturing process, electric costs directly affect Nucor's ability to continue to produce steel at a competitive price.
2. This docket has been established to review Progress Energy's historical and projected fuel costs and to determine the appropriate fuel factor for the next twelve months. Nucor is concerned about the impact of Progress Energy's fuel costs on its rates and those of other customers. Nucor has a stake in, and will be directly and substantially affected by, the outcome of this proceeding. Due to the magnitude of its load and its unique service characteristics, Nucor cannot be adequately represented by any other party to this proceeding. At this early stage of the proceeding, Nucor has not fully determined what position it may take and how long it will take to complete its presentation and any cross-examination during the public hearing established in this proceeding. In general, however,

RECEIVED

FEB 09 2007

PSC SC  
DOCKETING DEPT.

RETURN DATE: 4/15/07 OK  
SERVICE: OK led

Nucor is concerned with ensuring that Progress Energy's fuel factor is set at the proper level. Since 1987, Nucor has actively participated in many previous Progress Energy and CP&L fuel and rate proceedings before this Commission.

3. Nucor's mailing address is:

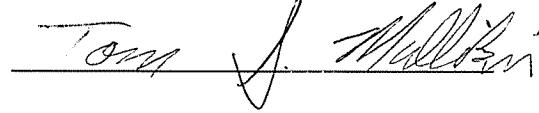
Nucor Steel – South Carolina  
P.O. Box 525  
Darlington, SC 29532

4. Nucor will be jointly represented in this proceeding by the firms of Brickfield, Burchette, Ritts & Stone, P.C and Moore & Van Allen, PLLC. Brickfield, Burchette, Ritts & Stone, P.C. represents Nucor in matters regarding electric rates and service in jurisdictions throughout the United States. In the past few years, attorneys of the firm have appeared before this Commission, the Federal Energy Regulatory Commission, and many other state utility commissions. In accordance with Rule 103-804 S(1)(b) of the Commission's Rules of Practice and procedure, for the purposes of this proceeding, Brickfield, Burchette, Ritts & Stone, P.C. is associated with the firm of Moore & Van Allen, PLLC, whose attorneys are licensed to practice in South Carolina. Service and correspondence regarding this proceeding should be sent to both the undersigned firms.

WHEREFORE, for the reasons set forth above, Nucor respectfully requests permission to intervene in this proceeding.

Respectfully submitted,

MOORE & VAN ALLEN, PLLC

A handwritten signature in cursive script, appearing to read "Tom J. Mullikin", is written over a horizontal line.

Thomas S. Mullikin  
Robert R. Smith II

100 North Tryon Street  
Suite 4700  
Charlotte, North Carolina 28202  
(704) 331-1000  
(704) 339-5870 (fax)  
[tommullikin@mvalaw.com](mailto:tommullikin@mvalaw.com)  
[robsmith@mvalaw.com](mailto:robsmith@mvalaw.com)

BRICKFIELD, BURCHETTE, RITTS &  
STONE, P.C.

Garrett A. Stone  
Michael K. Lavanga

1025 Thomas Jefferson Street, NW  
Eighth Floor, West Tower  
Washington, DC 20007  
(202) 342-0800  
(202) 342-0807 (Fax)  
[gas@bbrslaw.com](mailto:gas@bbrslaw.com)  
[mkl@bbrslaw.com](mailto:mkl@bbrslaw.com)

Counsel for Nucor Steel – South  
Carolina

Dated: February 8<sup>th</sup>, 2007

BEFORE THE  
PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2007-1-E

In the Matter of:

Carolina Power & Light Company  
d/b/a Progress Energy Carolinas, Inc.  
Annual Review of Base Rates  
For Fuel Costs

)  
)  
)  
)  
)  
)

CERTIFICATE OF SERVICE

This is to certify that the foregoing document was served upon the  
following parties at the addresses set forth by first-class mail, telefax or Federal  
Express on this the 8<sup>th</sup> day of February, 2007:

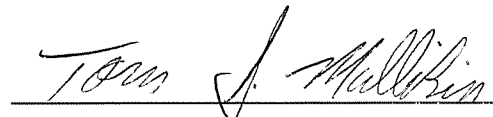
Len S. Anthony, Esq.  
*Carolina Power and Light Company d/b/a  
Progress Energy Services Company*  
Legal Department - PEB 17A4  
Post Office Box 1551  
Raleigh, NC 27602

Florence P. Belser, Esq.  
Nannette S. Edwards, Esq.  
Wendy B. Cartledge, Esq.  
*Office of Regulatory Staff*  
Post Office Box 11263  
Columbia, SC 29211

SC PUBLIC SERVICE  
COMMISSION

2007 FEB -8 PM 4:43

RECEIVED



Thomas S. Mullikin  
Robert R. Smith, II